

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BREANNE TUMBAGA,

No. C-10-04782 (DMR)

Plaintiff,

**ORDER VACATING HEARING ON
DEFENDANT'S MOTION TO DISMISS
PENDING CONSENT TO
JURISDICTION OF MAGISTRATE
JUDGE**

v.

CONTRA COSTA COMMUNITY COLLEGE
DISTRICT, et al.,

Defendants.

On October 26, 2010, Defendant Contra Costa Community College District ("District") filed an Amended Motion to Dismiss pursuant to Federal Rule of Civil Procedure 12. *See* Docket No. 4. Defendant District noticed a hearing on the Motion to Dismiss for December 9, 2010 at 11:00 a.m.

Pursuant to 28 U.S.C. § 636(c), a signed consent to the jurisdiction of the Magistrate Judge must be filed by each party before consideration of any dispositive motion. All parties in the above-captioned case have not filed a signed consent to proceed before a Magistrate Judge. Accordingly, the hearing on Defendant District's Motion to Dismiss set for December 9, 2010 at 11:00 a.m. is hereby VACATED. Upon the filing of signed consents by all parties to the action, the Court will issue an order resetting the hearing. If a declination is filed, the case will be immediately reassigned to an Article III District Judge.

IT IS SO ORDERED.

Dated: October 28, 2010

DONNA M. RYU
United States Magistrate Judge

